

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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J & J SPORTS PRODUCTIONS, INC.

Plaintiff 07 CV 5931

-AGAINST-

MARIA RESTAURANT
a/k/a MALDONADOS RESTAURANT
and MARIA MALDONADO
a/k/a MARIA P. SEGURA

**AFFIDAVIT FOR
JUDGMENT BY DEFAULT**

Defendant

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STATE OF NEW YORK)
)
 ss:
COUNTY OF NEW YORK)

Paul J. Hooten, being duly sworn, deposes and says:

I am a member of the Bar of this Court and am associated with the firm of Paul J. Hooten & associates, attorney for plaintiff in the above-entitled action and I am familiar with all the facts and circumstances in this action.

1. I make this affidavit pursuant to Rule 55.1 and 55.2(a) of the Civil Rules for the Southern District of New York, in support of plaintiffs application for the entry of a default judgment against defendant.
2. This is an action to recover the unauthorized exhibition of the telecast of the June 25, 2005, boxing match between Gatti and Mayweather by the defendant. See attached summons and complaint attached hereto as Exhibit "A".
3. This Action was commenced on June 21, 2007 by the filing of the

Summons and complaint. A copy of the summons and complaint was served on the defendant on July 12, 2007 by service on Ayde Vives, Managing Agent. The defendant has not answered the complaint and the time for the defendant to answer the complaint has expired.

4. This action seeks judgment for the liquidated amount of \$20,000.00, plus interest at 9% from June 25, 2005, amounting to \$4,650.00, plus costs and disbursements of this action in the amount of \$470.00, amounting in all to \$25,120.00.

WHEREFORE, plaintiff requests the entry of Default and the entry of the annexed Judgment against defendant.

Dated: Mt. Sinai, New York

February 15, 2008

/s/ Paul J. Hooten
Paul J. Hooten

Sworn to before me this 15th
Day of February, 2008

/s/ Cheryl E. Lorefice
Notary Public

Cheryl E. Lorefice
Notary Public, State of New York
No. 4999823
Qualified in Suffolk County Commission Expires August 3, 2010

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STATEMENT OF DAMAGES

Defendant

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Principal amount sued for \$20,000.00

Interest at 9% from June 25, 2005 through January, 2008 \$ 4,650.00

Costs and Disbursements:

Clerk's fee \$ 350.00

Process Server fee for service \$ 120.00

Total as of January, 2008 \$25,120.00

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CERTIFICATE OF SERVICE

Defendant
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I certify that a copy of the Default Judgment, Affidavit for Judgment by Default, and Statement of Damages was sent via U.S. Postal Service, postage prepaid, first class mail, addressed to the following on February 15, 2008:

Maria Restaurant
a/k/a Maldonados Restaurant
283 E. 170th Street
Bronx, NY 10456

Maria Maldonado
1363 Findlay Avenue, Apt 6F
Bronx, NY 10456

/s/ Paul J. Hooten
Paul J. Hooten, Esquire
Attorney for Plaintiff
5505 Nesconset Highway, Suite 203
Mt. Sinai, NY 11766
Telephone (631) 331-0547